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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, DECEMBER 19, 2001

APPLICATION OF

AT&T COMMUNICATIONS OF VIRGINIA, LLC CASE NO. PUC010255

For certificates of public
convenience and necessity to
provide local exchange and
interexchange telecommunications
services and for interim
operating authority

ORDER FOR NOTICE AND COMMENT

On December 11, 2001, AT&T Communications of Virginia, LLC ("AT&T-VA LLC" or "Applicant"), filed an application for certificates of public convenience and necessity ("certificates") with the State Corporation Commission ("Commission") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. The Applicant also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia and requested interim operating authority to provide local exchange and interexchange telecommunications services under the existing

tariffs of AT&T Communications of Virginia, Inc. ("AT&T-VA Inc. ").¹

NOW UPON CONSIDERATION of the application, the Commission is of the opinion and finds that AT&T-VA LLC's application should be docketed; that the Applicant should give notice to the public of its application; that interested parties should have an opportunity to comment and request a hearing on AT&T-VA LLC's application; and that the Commission Staff should conduct an investigation into the reasonableness of the application and present its findings in a Staff Report. We will, considering the application filed in Case No. PUA010075, grant AT&T-VA LLC interim authority to operate and provide services under the existing tariffs of AT&T-VA Inc., subject to further order of this Commission.

Accordingly, IT IS ORDERED THAT:

- (1) This case is docketed and assigned Case No. PUC010255.
- (2) On or before January 15, 2002, the Applicant shall complete publication of the following notice to be published on

¹ By Commission Orders dated December 22, 1983, in Case No. PUC830046 and June 28, 1996, in Case No. PUC960006, AT&T-VA Inc. was authorized to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. On December 11, 2001, AT&T-VA LLC and AT&T-VA Inc. filed a joint petition pursuant to Chapter 5 of Title 56 of the Code of Virginia requesting approval of the merger of AT&T-VA Inc. into AT&T-VA LLC (Case No. PUA010075). Since the proposed merger will not transfer Certificate No. TT-1G authorizing AT&T-VA Inc. to provide interexchange telecommunications services and Certificate No. T-363 authorizing AT&T-VA Inc. to provide local exchange telecommunications services, AT&T-VA LLC has filed this application.

one (1) occasion as classified advertising in newspapers having general circulation throughout the Applicant's proposed service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION BY
AT&T COMMUNICATIONS OF VIRGINIA, LLC, FOR
CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE LOCAL EXCHANGE AND
INTEREXCHANGE TELECOMMUNICATIONS SERVICES
THROUGHOUT THE COMMONWEALTH OF VIRGINIA AND
FOR INTERIM OPERATING AUTHORITY
CASE NO. PUC010255

On December 11, 2001, AT&T Communications of Virginia, LLC ("AT&T-VA LLC" or "Applicant"), filed an application with the State Corporation Commission ("Commission") for certificates of public convenience and necessity ("certificates") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. In its application, the Applicant also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia and requested interim operating authority to provide telecommunications services under the current tariffs of AT&T Communications of Virginia, Inc. ("AT&T-VA Inc.").

On December 11, 2001, AT&T-VA LLC and AT&T-VA Inc. filed a joint petition pursuant to Chapter 5 of Title 56 of the Code of Virginia requesting approval of a merger of AT&T-VA Inc. into AT&T-VA LLC. That proceeding is docketed as Case No. PUA010075. If approved, that petition will not transfer AT&T-VA Inc.'s Certificate No. TT-1G to provide interexchange telecommunications services and AT&T-VA Inc.'s Certificate No. T-363 to provide local exchange telecommunications services to AT&T-VA LLC. Accordingly, on December 11, 2001, AT&T-VA LLC filed this application for certificates of

public convenience and necessity ("certificates") to provide local exchange and interexchange telecommunications services.

Copies of the application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia, or can be ordered from AT&T-VA LLC's counsel, Donald G. Owens, Esquire, Troutman Sanders Mays Valentine LLP, 1111 East Main Street, Richmond, Virginia 23219.

Any person desiring to comment on AT&T-VA LLC's application for certificates to provide local exchange and interexchange telecommunications services may do so by directing such comments in writing on or before January 31, 2002, to the Clerk of the Commission at the address set out below.

Any person may request a hearing on AT&T-VA LLC's application by filing an original and fifteen (15) copies of its request for hearing on or before January 31, 2002, with the Clerk of the Commission at the address set out below. Requests for hearing must state with specificity why a hearing should be conducted.

All written communications to the Commission concerning AT&T-VA LLC's application should be directed to Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and must refer to Case No. PUC010255.

AT&T COMMUNICATIONS OF VIRGINIA, LLC

(3) On or before January 15, 2002, Applicant shall provide a copy of the notice contained in ordering paragraph two (2) to

each local exchange telephone carrier certificated in Virginia and each interexchange carrier certificated in Virginia by personal delivery or first-class mail, postage prepaid, to the customary place of business. Lists of all current local exchange and interexchange carriers in Virginia are attached to this Order as Appendices A and B, respectively.

(4) Any person desiring to comment in writing on AT&T-VA LLC's application for a certificate to provide local exchange and interexchange telecommunications services may do so by directing such comments on or before January 31, 2002, to the Clerk of the Commission at the address set forth below. Comments must refer to Case No. PUC010255.

(5) On or before January 31, 2002, any person wishing to request a hearing on AT&T-VA LLC's application for certificates to provide local exchange and interexchange telecommunications services shall file an original and fifteen (15) copies of its request for hearing in writing with Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Written requests for hearing shall refer to Case No. PUC010255 and shall state the following: (i) a precise statement of the interest of the filing party; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should

be conducted in the matter. Copies shall also be served on the Applicant.

(6) On or before February 5, 2002, the Applicant shall file with the Commission proof of notice and proof of service as ordered herein.

(7) The Commission Staff shall analyze the reasonableness of AT&T-VA LLC's application and present its findings in a Staff Report to be filed on or before February 19, 2002.

(8) On or before February 26, 2002, the Applicant shall file with the Clerk of the Commission an original and fifteen (15) copies of any response to the Staff Report or parties' objections and requests for hearing. A copy of the response shall be delivered to Staff and the other parties by overnight delivery.

(9) The Applicant shall respond to written interrogatories or data requests within seven (7) days after the receipt of the same. Parties shall provide to the Applicant, other additional parties, and Staff any workpapers or documents used in preparation of their requests for hearing, promptly upon request. Except as so modified, discovery shall be in accordance with Part IV of the Rules.